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8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA  
10 WESTERN DIVISION

11 MARK ROBERTI, Individually  
12 and on Behalf of All Others  
13 Similarly Situated,

Case No. 2:13-cv-09174-MWF

14 Plaintiff,

15 v.

16  
17 OSI SYSTEMS, INC., DEEPAK  
18 CHOPRA, ALAN I. EDRICK, and  
19 AJAY MEHRA,

20 Defendants.  
21

22 **[PROPOSED] ORDER GRANTING LEAD COUNSEL’S MOTION**  
23 **FOR ATTORNEYS’ FEES AND**  
24 **REIMBURSEMENT OF LITIGATION EXPENSES**

25 WHEREAS, Lead Counsel’s motion for an award of attorneys’ fees and  
26 reimbursement of Litigation Expenses (the “Fee Motion,” ECF No. 85) came before  
27 the Court for hearing on December 7, 2015, pursuant to the Court’s Order  
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1 Preliminarily Approving Proposed Settlement and Providing for Notice dated  
2 September 2, 2015 (“Preliminary Approval Order,” ECF No. 82), and due and  
3 adequate notice having been given to the Settlement Class as required by the  
4 Preliminary Approval Order, and the Court, having read and considered the Fee  
5 Motion and supporting declarations and exhibits and being fully informed of the  
6 related proceedings, now FINDS, CONCLUDES AND ORDERS as follows:

7 1. This Order incorporates by reference the definitions in the Stipulation  
8 and Agreement of Settlement (the “Stipulation,” ECF No. 81-1), and all capitalized  
9 terms used, but not defined herein, shall have the same meanings as in the  
10 Stipulation.

11 2. This Court has jurisdiction over the subject matter of the Action and  
12 over all parties to the Action, including all Members of the Settlement Class.

13 3. Notice of the Fee Motion was directed to Settlement Class Members in  
14 a reasonable manner and complies with Rule 23(h)(1) of the Federal Rules of Civil  
15 Procedure.

16 4. Settlement Class Members have been given the opportunity to object to  
17 the Fee Motion in compliance with Federal Rule of Civil Procedure 23(h)(2).

18 5. The Fee Motion is hereby GRANTED.

19 6. The Court hereby awards attorneys’ fees in the amount of 20% of the  
20 Settlement Amount, plus interest earned at the same rate and for the same time period  
21 as the Settlement Fund, to be paid from the Settlement Fund. The Court finds that  
22 an award of attorneys’ fees of 20% is fair and reasonable in light of the following  
23 factors, among others: the contingent nature of the case; the risks of this complex  
24 litigation; the quality of the legal services rendered; the benefits obtained for the  
25 Settlement Class; the institutional Lead Plaintiff’s support of the fee and expense  
26 application; the fees awarded in similar actions; and the reaction of the Settlement  
27 Class. Further, the requested award of attorneys’ fees is also supported by a lodestar  
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1 multiplier cross-check. The fee award is further justified by the risk Lead Counsel  
2 undertook and the results it achieved for the Settlement Class through the quality of  
3 its representation of Lead Plaintiff and the Settlement Class in this complex  
4 litigation.

5 7. The Court also grants Lead Counsel's request for reimbursement of  
6 Lead Counsel's Litigation Expenses in the amount of \$130,205.34, plus interest  
7 earned at the same rate and for the same time period as the Settlement Fund, to be  
8 paid from the Settlement Fund. The Litigation Expenses incurred by Lead Counsel  
9 have been adequately documented and were reasonably incurred for the benefit of  
10 the Settlement Class, and the Court finds that the reimbursement of those expenses  
11 is justified.

12 8. Pursuant to Paragraph 19 of the Stipulation, the attorneys' fees and  
13 Litigation Expenses awarded above in Paragraphs 6 and 7 may be paid to Lead  
14 Counsel from the Escrow Account immediately after entry of this Order, subject to  
15 Lead Counsel's obligation to make appropriate refunds or repayments as set forth in  
16 Paragraph 19 of the Stipulation.

17 9. The finality of the Judgment entered with respect to the Settlement shall  
18 not be affected in any manner by this Order, or an appeal from this Order.

19 10. There is no just reason for delay in the entry of this Order, and  
20 immediate entry of this Order by the Clerk of the Court is expressly directed.

21  
22 SO ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

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24 \_\_\_\_\_  
25 Honorable Michael W. Fitzgerald  
26 United States District Judge  
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